



RC073733
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**REQUEST FOR CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

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Jeanette Petzold

Application Number : 10/814,926 Confirmation No. 7919
Filing Date : March 31, 2004
Inventor(s) : Andy Schwammberger, et al.
Title : IMPLANT FOR THE TREATMENT OF BONE FRACTURES
Group Art Unit : 3733
Examiner Name : Richard R. Shaffer
Docket No. : 52318/M881 Date: February 26, 2007

MAIL TO: Mail Stop RCE

This is a Request for Continued Examination (RCE) under 37 CFR § 1.114 of the above-identified application.

This application is **not** an application of the kind specified in 37 CFR § 1.114(e).

1. THE STATUS OF THE APPLICATION IS AS FOLLOWS:

- a. ☒ Pending (no review proceedings active)
- (1) ☒ An Action was mailed by the Office on August 24, 2006, as to which no appeal under 37 CFR § 1.191 has been filed and
- ☒ a response under 37 CFR § 1.116 was mailed on January 24, 2007
- ☐ via Express Mail
- ☒ with certificate of mailing under 37 CFR § 1.8
- ☒ that Action was a Final Rejection, the finality of which is to be withdrawn by this Request
- ☐ an appeal or civil action under 35 U.S.C. 141,145, or 146 has been terminated
- (2) ☐ Allowed; the Notice of Allowance was mailed by the Office on
- ☐ the Issue Fee has not been paid
- ☐ the Issue Fee has been paid **and** a petition under 37 CFR § 1.313 was granted on
- b. ☐ Pending (with review proceeding active)

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An appeal under 37 CFR § 1.191 has been filed. **Applicant(s) hereby withdraw that appeal and request reopening of the prosecution of the application.**

2. SUBMISSION(S) REQUIRED (check at least one)

a. Previously submitted

- ☒ Consider the amendments/reply under 37 CFR § 1.116 previously filed on January 24, 2007
- ☐ Consider the arguments in the Appeal or Reply Brief previously filed on _____
- ☐ Other: _____

b. Enclosed

- ☐ Amendment/Reply
- ☐ Affidavit(s)/Declaration(s)
- ☐ Information Disclosure Statement
- ☐ Documents under 37 CFR § 1.48
- ☒ Petition for Extension of Time
- ☒ Other: Postcard

The Examiner is requested to telephone the undersigned promptly following receipt and initial review of the application in light of the Submissions(s) for the conduct of, or the scheduling of, a telephone interview in the application.

Please direct all correspondence to **CUSTOMER NUMBER 57715**. Direct telephone calls to 626/795-9900, **CHRISTIE, PARKER & HALE, LLP, P.O. Box 7068, Pasadena, CA 91109-7068**.

Respectfully submitted,

CHRISTIE, PARKER & HALE, LLP

By Thomas J. Daly
Thomas J. Daly
Reg. No. 32,213
626/795-9900

TJD/jmp



**REQUEST FOR CONTINUED EXAMINATION (RCE)
FEE CALCULATION SHEET**

Application No. 10/814,926

PART I — BASIC FEE			
BASIC FEE	Small Entity \$395.00	Large Entity \$790.00	\$790.00

PART II — ADDITIONAL CLAIMS (compared to application before RCE)						
	Claims Remaining After Amendment	Highest Number Previously Paid For	Number Extra Claims	Small Entity Rate	Large Entity Rate	FEE
Total Claims	31	* 34	0	x \$25.00	x \$50.00	0
Independent Claims	6	**6	3	x \$100.00	x \$200.00	0
First Presentation of Multiple Dependent Claim				\$180.00	\$360.00	0
TOTAL CLAIMS FEE						0
List Independent Claims: 35, 54, 60, 63, 65, 66						
* IF THE "HIGHEST NUMBER OF TOTAL CLAIMS PREVIOUSLY PAID FOR" IS LESS THAN 20, WRITE "20" IN THIS SPACE.						
** IF THE HIGHEST NUMBER PREVIOUSLY PAID OR IS 3 OR LESS, WRITE "3" IN THIS SPACE.						

1. FEES *(The RCE fee under 37 CFR § 1.17(e) is required by 37 CFR § 1.114 when the RCE is filed.)*
 - a. Amount (total from Fee Calculation Sheet)
A check for \$790.00 is enclosed.
 - b. X The Commissioner is hereby authorized to charge any fees under 37 CFR 1.16 and 1.17 which may be required for this transaction to Deposit Account No. 03-1728. Please show our docket number with any charge or credit to our Deposit Account. **A duplicate copy hereof is enclosed.**